## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: REIMANN1

In re Application of:                    )        Conf. No.:   8928
                                         )
REIMANN et al.                           )        Art Unit:  1632
                                         )
Appln. No.: 09/241,595                   )        Examiner:   A. M. S. Wehbe
                                         )
Filed:  February 2, 1999                 )        Washington, D.C.
                                         )
For:  DELIVERY OF IMMONGENIC MOLECULES   )        June 28, 2004
      VIA HBsAg PARTICLES                )
                                         )

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
## TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA  22202

Sir:

    Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated January 28, 2004, of the Primary Examiner. The claims appealed are claims 1, 4-11, 14-19, 22-27, and 29-35.

    The item(s) checked below are appropriate:

   __X__   The fee has been calculated as shown below:

          _____   $330.00
          _____   $165.00 (small entity)
          __X__   Not required (fee paid in prior appeal on November 5, 2002)

   __X__   Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

| Small Entity Response Filed Within | | Other Than Small Entity Response Filed Within | |
|---|---|---|---|
| [ ]  First   - $ 55.00 | | [ ]  First   - $ 110.00 | |
| [X]  Second  - $210.00 | | [ ]  Second  - $ 420.00 | |
| [ ]  Third   - $475.00 | | [ ]  Third   - $ 950.00 | |
| [ ]  Fourth  - $740.00 | | [ ]  Fourth  - $1480.00 | |
| month after time period set | | month after time period set | |

          [X] Less fees ($ 55.00) already paid for 1 months extension of time on May 28, 2004.

   _____   A check in the amount of $_____ is attached. (Check No. _____)
   XXX     Credit Card Payment Form, PTO-2038, is attached, authorizing the amount of $ 155.00.
   XXX     Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.
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